

SIMON J. FRANKEL (No. 171552)
 SHANNON SCOTT (No. 233386)
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Attorneys for Defendant
 BERKELEY HISTORICAL SOCIETY

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

Richard Schwartz,
 Plaintiff,

v.

Berkeley Historical Society,
 Defendant.

No. C05-01551 JCS

E-FILING

**STIPULATION EXTENDING TIME
 FOR DEFENDANT TO RESPOND
 TO COMPLAINT**

(N.D. Cal. Local Rule 6-1(a))

Judge: Joseph C. Spero

The parties are presently engaged in good faith settlement discussions, which they believe may resolve this entire action. Specifically, the parties have exchanged detailed settlement proposals and believe that the few remaining unresolved issues can be resolved in the next week. Accordingly, for the purpose of continuing such discussions, Plaintiff Richard Schwartz and Defendant Berkeley Historical Society, by and through their respective counsel, hereby stipulate that Defendant's time to answer or otherwise plead in response to the complaint shall be extended to and including June 22, 2005.

This is the third extension of time to answer or otherwise respond. The first extension of time was entered by stipulation on May 16, 2005 and granted on May 17, 2005; the second extension of time was entered by stipulation June 2, 2005 and granted on June 3, 2005. The parties do not anticipate stipulating to any additional extensions of time.

1 No other dates set by the Court will be affected or altered by this extension of time.

2 SO STIPULATED.

3 DATED: June 15, 2005.

4 SIMON J. FRANKEL
5 SHANNON SCOTT
6 HOWARD RICE NEMEROVSKI CANADY
7 FALK & RABKIN
8 A Professional Corporation

9 By: _____/s/
10 SIMON J. FRANKEL

11 Attorneys for Defendant BERKELEY
12 HISTORICAL SOCIETY

13 DATED: June 15, 2005.

14 ROBERT BARNES
15 THOMAS A. SMART
16 KAYE SCHOLER LLP

17 By: _____/s/
18 THOMAS A. SMART

19 Attorneys for Plaintiff RICHARD SCHWARTZ
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HOWARD
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1 I, Simon J. Frankel, hereby attest, pursuant to N.D. General Order No. 45, that the
2 concurrence to the filing of this document has been obtained from the other signatory hereto.

3
4 DATED: June 15, 2005.

5
6 _____/s/
SIMON J. FRANKEL

7 Attorneys for Defendant BERKELEY
8 HISTORICAL SOCIETY

9
10
11 Dated: June 16, 2005



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